

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.55726 of 2007
MOHAMMAD SHAHEED @ SAHID ANSARI @ SHAHID ANSARI
Versus
THE STATE OF BIHAR & ANR

4 15.5.08

Heard both sides.

The sole petitioner has approached this court for grant of anticipatory bail in connection with Complaint case no.2046 of 2005 lodged for the offence punishable under Sections 323, 379, 354 & 448 of the Indian Penal Code.

Learned counsel for the petitioner submits that the main allegation is stated to be against the son of the petitioner, namely, Anwar Ansari, who tried to rape the complainant. So far this petitioner is concerned, it is alleged that when the matter was reported to him he did not respond to that and instead abused and assaulted the lady (complainant). It is further submitted that the petitioner is "Haji" and is fairly aged person. In this connection, he draws attention of this court to Annexure -3. It has also been submitted that the petitioner was employed in Bhuneshwar (Orissa) during the relevant time. Referring to Annexure -2, a proceeding under Section 107 Cr.P.C., it has been submitted that the name of the petitioner has been intentionally incorporated in the complaint as, admittedly, the parties were on inimical term.

This court, considering the fact that the petitioner is "Haji" and is fairly old man and also that there was enmity from before, is inclined to give indulgence in favour of the petitioner, namely, Mohammad Shaheed @ Sahid Ansari @ Shahid Ansari and

accordingly he, in the event of his arrest or surrender in the court below within four weeks from today, is directed to be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of Sri R.C. Malviya, J.M. Ist Class, Bettiah, West Champaran, in Complaint case no.2046 of 2007, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Neyaz/

(Kishore K. Mandal, J.)

